



FIRE AND POLICE RETIREMENT BOARD

The Fire and Police Retirement Board held a regular meeting in the Council Chamber, 2nd Floor, City Hall, 2600 Fresno Street, Fresno, California at the hour of 2:30 p.m. on the day above written.

Roll Call at 3:11 p.m.

Present:

Brian Burry	Chair
Carla Lombardi	Member
Paul Cliby	Member
Stephen Guinn	Member
Darrell Fifield	Vice Chair

APPROVE AGENDA OF July 21, 2004

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ON MOTION of Member Cliby seconded by Member Guinn, duly carried, RESOLVED to approve the agenda of July 21, 2004, hereby approved by the following vote:

Ayes:	Burry, Cliby, Fifield, Lombardi, Guinn
Noes:	None
Abstain:	None
Absent:	None

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APPROVE MINUTES OF JUNE 16, 2004,
REGULAR BOARD MEETING

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ON MOTION of Member Cliby seconded by Member Guinn, duly carried, RESOLVED to approve the minutes of June 16, 2004, hereby approved by the following vote:

Ayes:	Burry, Fifield, Lombardi, Cliby, Guinn
Noes:	None
Abstain:	None
Absent:	None

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TIMED SCHEDULED HEARINGS AND MATTERS

2:35 P.M.
CONDUCT THE ANNUAL ELECTIONS OF
BOARD CHAIR AND VICE CHAIR IN
ACCORDANCE WITH ARTICLE 1, SECTION
1 OF THE RETIREMENT BOARD'S RULES
AND REGULATIONS

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ON MOTION of Member Burry seconded by Member Lombardi, duly carried, RESOLVED to elect Paul Cliby as Chairman of the Fire and Police Retirement Board, hereby approved by the following vote:

Ayes:	Burry, Fifield, Lombardi, Guinn
Noes:	None
Abstain:	Cliby
Absent:	None

ON MOTION of Member Lombardi seconded by Member Burry, duly carried, RESOLVED to elect Darrell Fifield as Vice-Chairman of the Fire and Police Retirement Board, hereby approved by the following vote:

Ayes:	Burry, Lombardi, Cliby, Guinn
Noes:	None
Abstain:	Fifield
Absent:	None

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CONSENT CALENDAR

CONFIRM DATE AND TIME FOR THE NEXT
REGULAR MEETING OF THE FIRE AND
POLICE RETIREMENT BOARD SCHEDULED
FOR 2:30 P.M., AUGUST 11, 2004,
FRESNO CITY HALL, 2600 FRESNO
STREET, MEETING ROOM A

APPROVE MONTHLY BUDGET REPORT AS
OF MAY 31, 2004

APPROVE MONTHLY TRUST FUND
ACTIVITY REPORT FOR MAY 31, 2004

APPROVE APPLICATION FOR SERVICE
RETIREMENT FILED BY PATRICK J.
O'DONNELL, EMPLOYEE IN THE POLICE
DEPARTMENT, TO BE EFFECTIVE ON JULY
2, 2004

APPROVE APPLICATION FOR SERVICE
RETIREMENT FILED BY RICK L. YOUNG,
EMPLOYEE IN THE POLICE DEPARTMENT,
TO BE EFFECTIVE JULY 6, 2004

APPROVE APPLICATION FOR SERVICE
RETIREMENT FILED BY DUANE B.
GARRETT, VESTED, TO BE EFFECTIVE ON
JULY 29, 2004

APPROVE APPLICATION FOR SERVICE
RETIREMENT FILED BY WILLIAM D.
GERRINGER, EMPLOYEE IN THE FIRE
DEPARTMENT TO BE EFFECTIVE ON
AUGUST 4, 2004

APPROVE APPLICATION FOR DEFERRED
RETIREMENT OPTION PROGRAM (DROP)
FOR THE FOLLOWING INDIVIDUALS AS
OF AUGUST 1, 2004:

Fire:	None
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Police:	Daniel Castro Len Gleim
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Airport Safety:	None
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ACCEPT REPORT OF RETIREMENT
REFUNDS:

<u>Employee</u>	<u>Separation Date</u>	<u>Amount</u>
Pat O'Malley	8/14/03	\$27,783.31

CHANGE OF BENEFICIARY

Mark A. Harvey
Gordon Rusk

ON MOTION of Member Burry seconded by Member Lombardi, duly carried, RESOLVED to approve consent calendar as amended, hereby approved by the following vote:

Ayes: Cliby, Fifield, Burry, Guinn, Lombardi
Noes: None
Abstain: None
Absent: None

EMPLOYEE PERSONNEL ISSUES**CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL****EXISTING LITIGATION: PURSUANT TO GOVERNMENT CODE SECTION 54956.9(A):**

CASE NAME: DOWNS V. CITY OF FRESNO
FIRE AND POLICE RETIREMENT SYSTEM
ET AL.; FRESNO SUPERIOR CASE NO. 03
CE CG 02878

No action is reported out of closed session.

CASE NAME: MARRIAGE OF GALINDO
CASE NO. 02 CE FL 01263

No action is reported out of closed session.

STAFF INITIATED ITEMS

NONE.

BOARD INITIATED ITEMS

RESOLUTION – APPROVE RESOLUTION
ESTABLISHING AN ANNUAL NET
EFFECTIVE INTEREST RATE FOR THE
DEFERRED RETIREMENT OPTION
PROGRAM FOR FISCAL YEAR 2005

Administrator McDivitt reviews the report as presented.

ON MOTION of Member Lombardi seconded by Member Fifield, duly carried, RESOLVED to approve resolution establishing an annual net effective interest rate of 3.74 percent for the Deferred Retirement Option Program for Fiscal Year 2005 effective July 1, 2004, hereby approved by the following vote:

Ayes:	Cliby, Fifield, Burry, Guinn, Lombardi
Noes:	None
Abstain:	None
Absent:	None

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CONSIDER DIRECTION REGARDING
PROVISIONS OF THE FIRE MID-
MANAGEMENT MEMORANDUM OF
UNDERSTANDING.

Legal Counsel Russ Richeda reviews the memorandum as presented stating there are still issues that require clarification from the bargaining parties in order to properly administer these provisions. Administrator McDivitt distributes a letter from Al Rush. Mr. Al Rush was present and spoke in opposition of the proposed language. After some discussion, this issue is referred to the Administrative Committee for additional review of the proposed language.

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CONSIDER PROPOSED ORDINANCE ON
OPTIONAL FORMS OF BENEFIT FOR THE
FIRE AND RETIREMENT SYSTEM.

Legal Counsel Richeda summarized the proposed ordinance as presented with revision adding "retired" member to the language.

ON MOTION of Member Fifield seconded by Member Lombardi, duly carried, RESOLVED to approve proposed ordinance on optional forms of benefit for the Fire and Retirement System as revised to include "retired" member throughout and direction to staff to present this issue to the City Council, hereby approved by the following vote:

Ayes:	Cliby, Fifield, Burry, Guinn, Lombardi
Noes:	None
Abstain:	None
Absent:	None

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CONSIDER PROPOSED ORDINANCE
CLARIFYING THE COMMUNITY PROPERTY
STATUS OF PRE-RETIREMENT
SURVIVORSHIP BENEFITS

Legal Counsel Richeda reviews the memorandum and ordinance as presented, adding that "retired" should be added when referring to retired member.

ON MOTION of Member Fifield seconded by Member Lombardi, duly carried, RESOLVED to approve proposed ordinance clarifying the community property status of pre-retirement survivorship benefits as revised to include "retired" member throughout and direction to staff to present this issue to the City Council, hereby approved by the following vote:

Ayes:	Burry, Lombardi, Cliby, Guinn
Noes:	None
Abstain:	None
Absent:	Fifield

GENERAL DISCUSSION

None.

INFORMATION ONLY ITEMS

None

UNSCHEDULED ORAL COMMUNICATIONS

None.

PROPOSED AGENDA ITEMS FOR NEXT BOARD MEETING

None.

PUBLIC COMMENTS

None.

ADJOURNMENT – 3:35 p.m.

There being no further business to bring before the Board, and hearing no objections, Chair Burry declares the Fire and Police Retirement Board regular meeting adjourned.

Paul Cliby, Chair
Fire and Police Retirement Board

Pattie Laygo
Retirement Board Secretary/Deputy